

1 IN THE COURT OF COMMON PLEAS

2 JUVENILE DIVISION

3 HAMILTON COUNTY, OHIO

4  
5  
6 IN RE: RAYMOND DISHAUN HUGHES  
COREY MAYBERRY

CASE NO.: 01-17835  
01-17837  
01-18429  
01-18430  
01-17936  
01-17937  
01-18426  
01-18431

10  
11 TRANSCRIPT OF PROCEEDINGS

12  
13 THIS CASE CAME ON TO BE HEARD at the  
14 Court of Common Pleas, Juvenile Division, on the 6<sup>th</sup> day of  
15 December, 2001 before Katherine Watkins, a Magistrate of  
16 this Court, and the following proceedings were had, to wit:

17 - - -  
18  
19  
20  
21  
22  
23  
24  
25

1 Q. So you have had nine years experience?

2 A. Correct.

3 Q. (Inaudible)

4 A. Ok.

5 Q. Have you had an occasion to come into  
6 contact with Corey Mayberry?

7 A. Yes.

8 Q. Is he sitting in the Courtroom today?

9 A. Yes.

10 MR. LAWSON: Stipulate to that Judge on  
11 both individuals.

12 THE COURT: So noted.

13 Q. So you have had occasion to come into  
14 contact with a Raymond Hughes as well?

15 A. Yes.

16 Q. Ok and um let me ask you. How did you  
17 have occasion to come into contact with those  
18 individuals?

19 A. I was following up on a complaint of an  
20 allegation of rape that occurred at Skyline, 9907  
21 Springfield Pike in the Village of Woodlawn.

22 Q. Ok and how did you first get informed of  
23 this incident?

24 A. I got a phone call from a female by the  
25 name of Gina McConnell. She works for Concerned

1 Counseling on Montgomery Rd and she called me to tell me  
2 that a client of hers...I am assuming they call them  
3 clients but somebody she has as a client told her about  
4 an allegation of sexual...

5 MR. LAWSON: Objection.

6 THE COURT: I think it is not for the  
7 truth of the matter. Just as to reason why he is there  
8 and I will allow that in.

9 A. To tell me there was an alleged  
10 allegation made by her client to her and she thought it  
11 was her obligation by law to tell the police.

12 Q. And so do you investigate that  
13 allegation?

14 A. Yes I do.

15 Q. What do you do?

16 A. What I started doing was, I started by,  
17 um, getting a hold of the victim, alleged victim in  
18 this, which was Katie Brunsman. I contacted her mother  
19 first to tell her mother what the allegation was and  
20 asked her if Katie was there. Um, I was told that Katie  
21 was going to work. Ms. Brunsman actually went and got  
22 Katie and brought her to the Woodlawn Police Department.

23 Q. What happens next?

24 A. I interviewed her. Um, she told me what  
25 her side of what happened. Um, what I did at that point

1 is that I just...I interviewed her for a very short  
2 period of time. And then I asked her if she would be up  
3 to an interview with a forensic interviewer through the  
4 Children's Hospital Mayerson Center.

5 Q. What does that meeting set up?

6 A. Yes, it was. It was set up for the  
7 following day.

8 Q. Was that done?

9 A. It was done and she was interviewed by  
10 Sue Wolf of the Mayerson Center.

11 Q. And were you present during that  
12 interview, as well.

13 A. I was in the observation room. I was not  
14 in the room at the time of the interview, but I was... I  
15 did observe the interview.

16 Q. Besides that, what did you do in terms of  
17 the investigation?

18 A. I interviewed, um, several other people.  
19 Um, of course I didn't bring my file in here. Um,  
20 Linsey and I can't remember her last name off...  
21 Teuschler, T-E-U-S-C-H-L-E-R, who also was an employee  
22 there. I talked to, um, Justin Toran, who was the  
23 manager there. I spoke with Beverly Sizelobe, S-I-Z-E-  
24 L-O-B-E, who was the general manager there who was not  
25 there at the time of the incident. But, I just...I was

1 talking to everybody trying to see if there was talk  
2 going on in there about an allegation or if she had  
3 heard anything. And, then I also told Pete and I don't  
4 know his last name. It is very long and complicated to  
5 spell. He is the owner of Skyline and I also told him  
6 what the allegation was.

7 Q. Okay. So you had those contacts. What  
8 else did you do in terms of the investigation?

9 A. Um, one thing that I learned the night I  
10 interviewed Katie, which the night of the, um, report,  
11 I...when I was interviewing Katie, I learned that she  
12 vomited, um, while this incident was going on. And, it  
13 got on her pants. And, I asked her if she had the  
14 pants. And she said that she does have the pants, but  
15 she is not sure if her mom washed them. And I said well  
16 what did you do when you vomited on your pants. She  
17 said I tried to clean it off. I used napkins and rags  
18 and tried to clean them off and I cleaned off the floor.  
19 And I said what did you do with those rags and napkins?  
20 And she told me that she threw them away. I asked her  
21 if she had knowledge on whether or not the pants had  
22 been washed yet and she said no that she hid them in her  
23 room.

24 Q. Okay. So you are talking to Katie, is  
25 that correct?

1 they had already been picked up, both Corey and Raymond  
2 had already been picked up for the charge. So, after I  
3 got the lab report back, um, I faxed a copy to your  
4 office.

5 Q. And in terms of Corey and Raymond in  
6 particular, when was the first contact that you had with  
7 them?

8 A. I had contact with Corey. Corey is the  
9 only one I had contact with face to face. And that was  
10 at 2020 Auburn Avenue.

11 Q. And tell me how you contact with him?

12 A. Um, he was at the Woodlawn Police  
13 Department when he was being processed. I received a  
14 phone call from, um, Officer Pitch. I asked Officer  
15 Pitch to ask Corey if he wanted to talk to me. And, I  
16 actually heard because they were sitting right there in  
17 our processing room and it echoes into the phone, I  
18 heard him say yes. So, I... what I did was I asked  
19 Officer Pitch to please get a hold of Corey's mother and  
20 confirm that it is okay. He got back with me and told  
21 that...

22 MR. LAWSON: Objection.

23 A. ...he got back with me.

24 MR. LAWSON: Objection.

25 THE COURT: Sustained. You may continue.

1           A.    He did call me back.  Um, what I did is I  
2   retrieved a phone call, phone number, for Corey's mother  
3   from Officer Pitch and I called Corey's mother just to  
4   verify that it was okay that I talk to Corey personally.

5           Q.    And you spoke with Corey's mother?

6           A.    I spoke with Mary Mayberry.

7           Q.    And, she identified herself as Mary  
8   Mayberry?

9           MR. LAWSON:  Objection.

10          THE COURT:  Um, asked was she says in  
11   substance.  The fact that it was identified as her, I  
12   will allow that portion in.  Go head.

13          A.    Yes.

14          Q.    And, um, after speaking with Mary  
15   Mayberry, what did you do?

16          A.    I went to... I was actually working an  
17   off duty detail.  So, after that I went to 2020 and, um,  
18   I asked for them to bring Corey down so I could talk to  
19   him.  And they did that.

20          Q.    So Corey was brought down?

21          A.    He was brought down.  When I...when he  
22   got into the room, I told him that I did talk to his  
23   mother.  She confirmed that it was okay.

24          THE COURT:  To the mother.  Just that she  
25   confirmed that it was her.  Next question.

1           A.    He told me that they, they meaning Katie,  
2   Ray and him were in the back. They were playing around.  
3   Um, he said it was...they were just joking around with  
4   her. There was nothing as far as like physical,  
5   anything like that. He just said that they were joking  
6   around. And, at one point, they were back by  
7   the...there is a coat rack and I got pictures to depict  
8   what the room looks like. But there was a coat rack  
9   that was right along the back of the wall by the walk in  
10   refrigerator. And, he told me they were back by the  
11   coat rack and, at one point, they were away from the  
12   coat rack by the door of the walk in refrigerator. And,  
13   he said Ray opened up the door. He was pulling Katie in  
14   and he was directly behind Katie. At that point, I  
15   asked him if he was pushing Katie into the room and he  
16   said, no. He says, but what he was directly behind her  
17   and he said that she was trying to pull away from, um,  
18   Ray. When she was trying to pull away, her hand  
19   actually did get away at one point and her elbow hit  
20   Corey and he can understand how she, and this is his  
21   words, he can understand how she thought that he was  
22   pushing her because he was directly behind her and her  
23   arm went right into his gut area.

24           Q.    What else did he tell you?

25           A.    He told me that they were inside the walk



1 in, all three of them were. And, um, Ray was kind of  
2 giving her, giving Katie a bear hug, and was actually  
3 pulling on her shirt. And, at one point, Katie says,  
4 what are you guys trying to do, rape me. Corey told me  
5 that he put his hands up in the air and he said I'm out  
6 of here. And, he went to the door. He shut the door.  
7 He said he slammed the door and turned off the lights.  
8 Then he started flickering the lights and he was holding  
9 the door for approximately 30 seconds. I asked him if  
10 he could hear anything or know of anything that was  
11 going on inside, even though he was outside, if there  
12 was any windows, anything like that. He said there  
13 wasn't any windows. But, he felt a couple thumps on the  
14 door. I asked him what that was. And he says she may  
15 have been trying to get out, he didn't know. Um, at  
16 that point, he said that after he felt the thumps on the  
17 door, he went into the dining area to sit at the counter  
18 and started watching football.

19 Q. Did he ever, um, indicate that Katie  
20 consented to anything?

21 A. No. He told me that he only had a  
22 feeling that he knew what was going on inside, but he  
23 didn't know what was going on inside for sure.

24 Q. So he made no statements about statements  
25 of Katie's?

1 reflect it, but there is actually like a knob that you  
2 would push on and that is a full single picture and that  
3 is..

4 Q. Can you tell me which picture that is?

5 A. Yea, if I can find it. It is actually on  
6 State's Exhibit #3C. And that is the interior looking  
7 at the door from the inside. And it's just got one knob  
8 that you would just push to open it up.

9 Q. Beyond taking the pictures and collecting  
10 the evidence and talking to Katie, what else did you do  
11 in terms of your investigation?

12 A. That was basically it.

13 Q. Okay. Did you talk to other people?

14 A. I talked to people within ...I'm sorry I  
15 forgot that you said just with Katie. I did talk to  
16 other persons within the restaurant that either worked  
17 there. I talked to her ... some of her best friends and  
18 that is basically it.

19 Q. And you said you have not spoken with  
20 Ray, is that correct?

21 A. That is correct.

22 Q. And, um, you haven't spoken with him at  
23 all until this day, is that correct?

24 A. We had generalized conversation. I was  
25 directed not to ask him any questions when I went to go

1 retrieve his blood. And, um, I honored that. And,  
2 while I was there, Ray and I had had... he remembered  
3 me. He said that he remembered me from a phone theft  
4 that he was not involved in. He was just in the area at  
5 the time that we were looking for the bad guy and  
6 looking for the phone. And he just told me that he  
7 remembered me from that. We just had generalize... that  
8 is about it.

9 Q. Anything else that you did that we  
10 haven't talked about?

11 A. No. Not that I can recall.

12 Q. And the pants that you we are speaking  
13 of, where are they located currently?

14 A. They are still at BCI in London, Ohio.

15 Q. Okay. Your Honor, at this point, I have  
16 nothing further...

17 THE COURT: Are you going to be  
18 retrieving the pants for the evidence?

19 Q. That's what I was going to address. I  
20 would like to, um, have him subject for recall.

21 THE COURT: Okay. Mr. Lawson.

22 CROSS EXAMINATION

23 BY MR. LAWSON:

24 Q. Thank you Judge. Going back to what  
25 Corey was telling you Detective Uhl, did you tape his

1           you, would that be a correct statement?

2                   A.    That is very correct.

3                   Q.    Alright.  And what Katie said he saw  
4           would be important too, is that a fair statement?

5                   A.    Katie doesn't know what he saw.

6                   Q.    What Katie said that she saw, as far as  
7           the door, would that be an important statement?

8                   A.    Yes.

9                   Q.    Alright.  Here in the six page  
10          statement..

11                   THE COURT:  Are you marking that as an  
12          exhibit?

13                   Q.    A or...

14                   THE COURT:  A.

15                   Q.    I am marking this as Defense Exhibit A.  
16          How many times did you interview her?

17                   A.    I interviewed her one time at the police  
18          station and then I observed the second interview, which  
19          was done at the Mayerson Center at Children's Hospital.

20                   Q.    Alright.  Now between that time and even  
21          after the arrest of Raymond, have you spoken with her  
22          about her testimony?

23                   A.    Yes.

24                   Q.    Have you went over the testimony with her  
25          like tell me again what happened or anything to that

1 effect?

2 A. Yes.

3 Q. Have you spoke with her about Justin?

4 A. About what happened in the walk in?

5 Q. Yes.

6 A. Um, I believe I did, yes.

7 Q. Okay. Oops, you know what I did. I had  
8 the exhibits on page 2.

9 THE COURT: That's fine. I can number it  
10 now.

11 Q. This is going to be marked as defense  
12 exhibit A. And can you tell the Court what that is.

13 A. This is the statement. This is the  
14 written statement that Katie Brunsman did at the  
15 Woodlawn Police Department.

16 Q. This is the same night that you first  
17 interviewed her?

18 A. That is correct.

19 Q. And did you have a chance to look it over  
20 before that night?

21 A. Before what night?

22 Q. After she... After she wrote this  
23 statement out, did you review it that night with her?

24 A. No, I did not.

25 Q. Did you review it at all that night?

1 the world. I went back and asked her about that. She  
2 said that she...that that was a conversation in private  
3 between her and somebody else in an office.

4 Q. Between just her and Josh?

5 A. Yes in the office.

6 Q. And nobody else is around. It is a  
7 private conversation is that what she told you?

8 A. Yes, yes.

9 Q. And you never heard of a Molly?

10 A. Have no idea who Molly is.

11 Q. And did she say that it was a serious  
12 conversation or a horseplay conversation?

13 A. She actually didn't distinguish the  
14 difference.

15 Q. Josh thought it was something important  
16 to tell you though did he not?

17 A. I never spoke to Josh about this.

18 Q. So each time you would find something out  
19 about one of the other employees making...saying about  
20 her behavior. Her being Katie, you would confront Katie  
21 with it?

22 A. Yes. I just wanted to...if there was  
23 something different than what one person said versus  
24 another person. Yes I would go inquire that.

25 Q. Why would that be important for you to

1 do?

2 A. To justify her. To figure out what the  
3 atmosphere was in the workplace on a regular basis. I  
4 thought that was important. I mean if she is doing  
5 table dances on her lunch break, you know. And that is  
6 exactly what I told her. I said I need to know every  
7 aspect about how the environment is on a regular basis.

8 Q. And you indicated that to her when you  
9 started this investigation. Is that a fair statement?  
10 You told her how important it is to know..(inaudible).

11 A. No I am listening to you. I am trying to  
12 figure out when I actually did say that to her but...

13 Q. But when you would give her these  
14 opportunities, you would still go back and find out  
15 other things about her that she had not come forward and  
16 told you initially? About the work environment?

17 A. About the work environment. Yes.

18 Q. And about sexual comments being made. Not  
19 only by her but maybe to her?

20 A. She was pretty up front at the beginning  
21 about the sexual innuendos that were going on within the  
22 workplace.

23 Q. But there were other things that you were  
24 finding out? Is that a fair statement from other  
25 employees?

1           A.    Not far different than what she had told  
2           me but maybe a different way of describing it.  You  
3           know...two people could be watching the exact same thing  
4           but have different views.

5           Q.    But she never told you that she was  
6           telling other employees about giving head?  Did she?

7           A.    She only mentioned the one time that she  
8           was talking to Josh.

9           Q.    But that was after you confronted her.  I  
10          guess is my point, detective?  You went back and told  
11          her you had heard that I believe your testimony was a  
12          few minutes ago.  And she confirmed it?

13          A.    I believe so.  Yes.

14          Q.    And she tried to explain it to you?

15          A.    Yes.

16          Q.    But she never volunteered that to you?

17          A.    Yes, that's true.

18          Q.    How many times did you find something out  
19          and go back and talk to her about it?

20          A.    I would say probably three or four.

21          Q.    And was she able to give you a reason as  
22          to why she didn't initially tell you for these three or  
23          four different occasions, was she able to explain it  
24          away?

25          A.    She was always able to explain why



1 Q. Gross sexual imposition, that came up  
2 when we were in Court. I believe your testimony was  
3 that up until that point she had never indicated to you  
4 those allegations? Is that a fair statement?

5 A. She did but she was not sure when it  
6 occurred and um I took this a lot more seriously than I  
7 did that but she did bring it up, yes.

8 Q. Let me ask you this. Were you able to  
9 find any other witnesses...let's exclude her best friend  
10 Lindsey, any other customers or witnesses that would  
11 verify the things that she told you that Raymond and  
12 Corey used to do to her that she didn't want them?

13 A. Are you talking about hitting or  
14 anything?

15 Q. I am not talking about horseplaying.  
16 Exclude horseplay out. I'm talking about seriously  
17 hitting her chest with his fist as hard as he could or  
18 anything to that effect?

19 A. Yes.

20 Q. Who?

21 A. It would just be Lindsey, she said that  
22 she had told Lindsey that.

23 Q. She had told Lindsey?

24 A. Right.

25 Q. Anybody who witnessed it?